

STATE OF MAINE ☒ SUPERIOR COURT ☐ DISTRICT COURT JUDGMENT AND COMMITMENT

Docket No. CR-05-360	County/Location ANDROSCOGGIN	Date: 5/5/06	DOB 07-17-57
State of Maine v. Defendant's Name HAROLD STANLEY SOPER, JR.		Residence Lewiston, Maine	
Offense(s) charged: T 17-A MRSA § 353, 908 T 15 MRSA § 1092 Ct. 1 - Theft, Class C Cts. 2, 4, 5, 6, 7 - Home Repair Fraud, Class D Ct. 3 - Violation of Condition of Release, Class E		Charged by: <input checked="" type="checkbox"/> indictment <input type="checkbox"/> information <input type="checkbox"/> complaint 02-02-04, 05-06-04	
Plea(s): <input checked="" type="checkbox"/> Guilty <input type="checkbox"/> Nolo <input type="checkbox"/> Not Guilty		Date of Violation(s): 12-10-04, 12-16-04, 02-06-05	
Offense(s) convicted:: T 17-A MRSA SEC. 353, 908, T 15 MRSA SEC. 1092 Ct. 1 - Theft, Class C Cts. 2, 4, 5, 6 & 7 - Home Repair Fraud, Class D Ct. 3 - Violation of Condition of Release, Class E		Convicted on: <input checked="" type="checkbox"/> plea <input type="checkbox"/> jury verdict <input type="checkbox"/> court finding	
IT IS ADJUDGED THAT THE DEFENDANT IS GUILTY OF THE OFFENSES AS SHOWN ABOVE AND CONVICTED.			
<input checked="" type="checkbox"/> IT IS ADJUDGED THAT THE DEFENDANT BE HEREBY COMMITTED TO THE SHERIFF OF THE WITHIN NAMED COUNTY OR HIS AUTHORIZED REPRESENTATIVE WHO SHALL WITHOUT NEEDLESS DELAY REMOVE THE DEFENDANT TO:			
<input checked="" type="checkbox"/> The custody of the Commissioner of the Department of Corrections, at a facility designated by the Commissioner, to be punished by imprisonment for a term of <u>As to Ct. 1 - 3 1/2 years</u>			
<input checked="" type="checkbox"/> The County jail to be punished by imprisonment for a term of <u>As to Cts. 2, 3, 4, 5, 6 & 7 - 6 months to run concurrent w/ Ct 1</u>			
<input checked="" type="checkbox"/> This sentence to be served (consecutively to) (concurrently with) _____			
<input type="checkbox"/> Execution stayed to on or before: _____ at _____ (a.m.) (p.m.)			
<input checked="" type="checkbox"/> <u>As to Ct. 1</u> IT IS ORDERED THAT ALL (BUT) <u>6 months</u> OF THE SENTENCE (AS IT RELATES TO CONFINEMENT) (AS IT RELATES TO THE _____) BE SUSPENDED AND THE DEFENDANT BE PLACED ON A PERIOD OF <input checked="" type="checkbox"/> PROBATION <input type="checkbox"/> ADMINISTRATIVE RELEASE FOR A TERM OF <u>2 years</u> (YEARS) (MONTHS) UPON CONDITIONS ATTACHED HERETO AND INCORPORATED BY REFERENCE HEREIN. <input checked="" type="checkbox"/> SAID PROBATION TO COMMENCE (_____) (UPON COMPLETION OF THE UNSUSPENDED TERM OF IMPRISONMENT). <input type="checkbox"/> SAID ADMINISTRATIVE RELEASE TO COMMENCE IMMEDIATELY. THE DEFENDANT SHALL SERVE THE INITIAL PORTION OF THE FOREGOING SENTENCE AT <u>ACS</u>			
<input type="checkbox"/> IT IS ORDERED THAT THE DEFENDANT, HAVING BEEN CONVICTED OF A <input type="checkbox"/> SEX OFFENSE OR A <input type="checkbox"/> SEXUALLY VIOLENT OFFENSE, SATISFY ALL REQUIREMENTS IN THE SEX OFFENDER REGISTRATION & NOTIFICATION ACT. (34-A MRSA Ch. 15) THE DEFENDANT MUST SUBMIT TO THE TAKING OF FINGERPRINTS AND A PHOTOGRAPH AS SPECIFIED IN THE NOTICE OF DUTY TO REGISTER.			
<input type="checkbox"/> IT IS ORDERED THAT THE DEFENDANT FORFEIT AND PAY THE SUM OF \$ _____ AS A FINE TO THE CLERK OF THE COURT, PLUS APPLICABLE SURCHARGES AND ASSESSMENTS OF: <input type="checkbox"/> 10% <input type="checkbox"/> 12% (Eff. 7/4/96) <input type="checkbox"/> 14% (Eff. 9/18/99) <input type="checkbox"/> 15% SURCHARGE (Eff. 08/01/02) <input type="checkbox"/> 20% (Eff. 07/30/04) <input type="checkbox"/> \$30.00 <input type="checkbox"/> \$125.00 SURCHARGE (29-A M.R.S.A. §2411) <input type="checkbox"/> \$10. (7 M.R.S.A.) <input type="checkbox"/> 10% (17 M.R.S.A.) <input checked="" type="checkbox"/> <u>6</u> \$10 ASSESSMENT(S) plus <input checked="" type="checkbox"/> <u>1</u> \$25 ASSESSMENT(S) totalling \$ <u>85.00</u> (5 M.R.S.A. § 3360-I) <input type="checkbox"/> All but \$ _____ suspended. <input type="checkbox"/> Execution/payment stayed to pay in full by _____ or warrant to issue. <input type="checkbox"/> To pay \$ _____ per week / month beginning _____ or warrant to issue. TOTAL DUE: \$ _____ (To be filled in by cashier). <div style="float: right; text-align: right;"> <i>from Act Canteen</i> </div>			

☒ IT IS ORDERED THAT THE DEFENDANT FORFEIT AND PAY THE SUM OF \$ 5,000.00 AS RESTITUTION, THROUGH THE (DEPARTMENT OF CORRECTIONS) (~~DISTRICT ATTORNEY'S OFFICE~~) FOR THE BENEFIT OF named victims

(17-A M.R.S.A. § 1152-2-A)

☒ Execution/payment stayed to pay in full by \$200.00 per month by 12-27-07 or warrant to issue.

☐ IT IS ORDERED PURSUANT TO APPLICABLE STATUTES, THAT THE DEFENDANT'S MOTOR VEHICLE OPERATOR'S LICENSE OR PERMIT TO OPERATE, RIGHT TO OPERATE A MOTOR VEHICLE AND RIGHT TO APPLY FOR AND OBTAIN A LICENSE AND/OR THE DEFENDANT'S RIGHT TO REGISTER A MOTOR VEHICLE IS SUSPENDED IN ACCORDANCE WITH NOTICE OF SUSPENSION INCORPORATED HEREIN.

☐ IT IS ORDERED THAT THE DEFENDANT PERFORM _____ HOURS OF COMMUNITY SERVICE WORK WITHIN _____ (WEEKS) (MONTHS) FOR THE BENEFIT OF _____

☐ IT IS ORDERED THAT THE DEFENDANT PAY \$ _____ FOR EACH DAY SERVED IN THE COUNTY JAIL, TO THE TREASURER OF THE ABOVE NAMED COUNTY. (UP TO \$80./DAY) (17-A M.R.S.A. § 1341)
☐ Execution/payment stayed to pay in full by _____ or warrant to issue waived

☐ IT IS ORDERED THAT THE DEFENDANT SHALL PARTICIPATE IN ALCOHOL AND OTHER DRUG EDUCATION, EVALUATION AND TREATMENT PROGRAMS FOR MULTIPLE OFFENDERS ADMINISTERED BY THE OFFICE OF SUBSTANCE ABUSE. (29 M.R.S.A. § 1312-B (2)(D-1), 29-A M.R.S.A. § 2411 (5)(F))

☐ IT IS ORDERED THAT THE DEFENDANT FORFEIT TO THE STATE THE FIREARM USED BY THE DEFENDANT DURING THE COMMISSION OF THE OFFENSE(S) SHOWN ABOVE. (17-A M.R.S.A. § 1158)

☐ IT IS ORDERED THAT THE DEFENDANT BE UNCONDITIONALLY DISCHARGED. (17-A M.R.S.A. § 1201)

If the defendant has been convicted of an applicable offense listed in 25 MRSA § 1574, then the defendant shall submit to having a DNA sample drawn. The DNA sample may be drawn at any time following the commencement of the straight term or initial unsuspended portion of the term of imprisonment. If there is a period of probation but no immediate imprisonment, the DNA sample may be drawn at any time following commencement of the probation period as directed by the probation officer.

IT IS FURTHER ORDERED THAT THE CLERK DELIVER A CERTIFIED COPY OF THIS JUDGMENT AND COMMITMENT TO THE SHERIFF OF THE ABOVE NAMED COUNTY OR HIS AUTHORIZED REPRESENTATIVE AND THAT THE COPY SERVE AS THE COMMITMENT OF THE DEFENDANT. REASONS FOR IMPOSING CONSECUTIVE SENTENCES ARE CONTAINED IN THE COURT RECORD OR IN ATTACHMENTS HERETO.

A TRUE COPY, ATTEST: Linda S. Mason Clerk [Signature] Judge/Justice

I understand the sentence imposed herein and acknowledge receipt of a copy of this JUDGMENT AND COMMITMENT. I hereby acknowledge that the disclosure of my Social Security number on this form is mandatory under 36 M.R.S.A. § 5276-A. My Social Security number will be used to facilitate the collection of any fine that has been imposed upon me in this action if that fine remains unpaid as of the time I am due a State of Maine income tax refund. My Social Security number also may be used to facilitate the collection of money I may owe the State of Maine as a result of having had an attorney appointed to represent me. Collection of any fine or reimbursement of money which I owe to the State of Maine will be accomplished by offsetting money I owe to the State against my State of Maine income tax refund.

Social Security Number 007 - 66 - 4576

Date: 5/5/06 Defendant Harold Soper Jr.
Address 135 Poland Rd
Auburn, Me 04210

RETURN

By virtue of the within JUDGMENT AND COMMITMENT I have this day delivered the within-named Defendant to the _____

Date: _____ Deputy _____

By virtue of this warrant, the within-named Defendant has been removed to and received at the _____ on this day.

Date: _____
Authorized Officer/Supt., M.C.C./Warden M.S.P.